

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF EMERY COUNTY COMMISSIONERS
HELD IN THE EMERY COUNTY COURTHOUSE

OCTOBER 8, 2013

Present at the meeting was Commission Chairman Jeff Horrocks, Commissioner JR Nelson, Commissioner Ethan Migliori, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List #227197 through and including #227304 were presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
75-13	Battery Charger Highway-Green River	\$ 795.00
76-13	Combo Body for Sign Truck Highway	11,395.00
77-13	(2) Sofas, (2) Love Seats Senior Citizen-Ferron	2,087.00
78-13	New vehicle set-up-Tahoe Sheriff	2,578.90
79-13	(8) 7010 Computers (5) Fujitsu ScanSnap Scanners Library/Capital Replacement	10,962.88

There was 1 disposition from the Ambulance Department for 8 CO2 Monitors #'s 1310-1317.

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(2)

APPROVAL OF COMMISSION MEETING MINUTES DATED SEPTEMBER 24, 2013.

Commissioner JR Nelson made a motion to approve the Consent agenda. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM CONSENT AGENDA

Nothing.

(2)

PRESENTATION OF EMPLOYEE OF THE MONTH.

Commissioner Ethan Migliori presented the Employee of the Month for October to Val Anderson. Val has worked at the landfill since December 24, 2001 as Solid Waste Technician. He has seen a lot of trash! Val is an excellent employee. He is on time every day, dependable, and very conscientious of the rules. He is polite to the customers and is willing to help them anyway he can. He takes great pride in his work and is very grateful for his job. No matter what the task at hand is, Val can be seen smiling. He always gives 110% of his ability. Val was presented with Emery County Chamber Bucks to be used at any business in the county.

(3)

KOURTNEY HERRERA, SOUTHEASTERN UTAH DISTRICT HEALTH DEPARTMENT,
DISCUSSION OF PROPOSAL TO MAKE THE EMERY COUNTY FAIR A TOBACCO
FREE EVENT FOR THE COMMUNITY. CONSIDERATION AND APPROVAL OF THE
PROPOSAL FROM THE HEALTH DEPARTMENT.

Debbie Marvadakis, SEUDHD came before the Commissioners to request the Commission consider making all outdoor venues in the County tobacco free. She addressed E-Cigarettes stating that under Utah law the same statutes and limitations apply to E-cigarettes that apply to regular cigarettes. There is no safe level of second hand smoke. She indicated that Helper, Price City, Green River, and Moab are now all smoke free for outdoor venues. They have signs available to help educate the community as well as sample policies to avoid legal loopholes.

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Commissioner Migliori suggested that she meet with Jake Atwood, Emery County Recreation Special Service District since all outdoor venues are coordinated through the Rec. District.

(4)

APPROVAL TO ADVERTISE CLEVELAND LIBRARY IMPROVEMENT PROJECT FOR BID.

Jeff Guymon discussed an issue with access of the Cleveland Library. He stated that there are two tracks of concrete that are extremely steep and create difficulty for handicap access to the building. He suggested advertising for bids to improve accessibility to Cleveland Library. Commissioner Ethan Migliori made a motion to advertise for bids for the Cleveland Library Improvement Project. The motion was seconded by Commissioner JR Nelson. The motion passed.

(5)

OPEN/DISCUSS BIDS FOR PURCHASE OF SCRAP METAL AT THE EMERY COUNTY LANDFILL. CONSIDERATION AND APPROVAL OF AWARDED BID AND AUTHORIZING THE CHAIRMAN TO SIGN THE NECESSARY PAPERWORK TO EXPEDITE THE PROJECT.

Bids were opened for the purchase of scrap metal at the Emery County Landfill.

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|----|------------------------------|----------------------|
| 1) | Western Metals Recycling LLC | \$161.50 per NET ton |
| 2) | Sims Metal Management | \$151.00 per NET ton |
| 3) | Metro Group Inc. | \$131.51 per ton. |

Commissioner JR Nelson made a motion to award the bid for scrap metal to the high bidder Western Metals Recycling, LLC and authorize the Chairman to sign the necessary paperwork to expedite the project. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(6)

OPEN/DISCUSS BIDS FOR CEMENT PROJECT AT THE COURTHOUSE. CONSIDERATION AND APPROVAL OF AWARDED BID AND AUTHORIZING THE CHAIRMAN TO SIGN THE NECESSARY PAPERWORK TO EXPEDITE THE PROJECT.

Merrill Johansen reported that he contacted several contractors in the county to get bids for the cement project at the courthouse. Only one contractor provided a bid for the project. Lane Larsen, Arrowhead Construction bid \$9.4 per square foot. The project currently is 620.58 square feet. That makes the total bid for the project \$5,828.00. Merrill indicated that the amount is

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slightly higher than the Commissioners had wanted, so he suggested looking at the project again to see where the footage can be lessened perhaps by leaving in some trees. Commissioner JR Nelson made a motion to award the bid for the cement project at the courthouse to Arrowhead Construction and for Johansen & Tuttle Engineering to work out a solution that may make the project more economical and authorize the Chairman to sign the necessary paperwork to expedite the project. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(7)

APPROVE TRANSFER OF ONE(1) COTTONWOOD CREEK WATER SHARE TO CASTLE DALE CITY FOR WATER/SEWER HOOK-UP FOR MICK ROGERS AS PART OF LAND TRANSFER DEAL.

Commissioner Horrocks indicated that in negotiating a deal with Mick Rogers for a land transfer a water share is needed to acquire a water/sewer hook-up from Castle Dale City. Emery County has water shares, therefore one (1) Cottonwood Creek water share needs to be transferred to Castle Dale City to complete the land transfer deal. Commissioner JR Nelson made a motion to approve the transfer of one (1) Cottonwood Creek water share to Castle Dale City for a water/sewer hook-up for Mick Rogers as part of a land transfer deal. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(8)

RATIFY AMENDMENTS TO THE SURFACE USE AGREEMENT BETWEEN EMERY COUNTY AND PACIFICORP.

The Surface Use Agreement between Emery County and PacifiCorp will allow the County to put materials from the Huntington Creek Debris Basin on PacifiCorp property. Commissioner Ethan Migliori made a motion to ratify amendments to the Surface Use Agreement between Emery County and PacifiCorp. The motion was seconded by Commissioner JR Nelson. The motion passed.

(9)

CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN EMERY COUNTY AND JULIE SPADAFORA FOR BUILDING MAINTENANCE AT GREEN RIVER JUSTICE COURT/SHERIFF'S OFFICE.

Commissioner JR Nelson made a motion to approve of contract between Emery County and Julie Spadafora for building maintenance at Green River Justice Court/Sheriff's Office. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

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(10)

CONSIDERATION AND APPROVAL OF AMENDMENT TO THE ENGINEERING CONTRACT WITH JOHANSEN AND TUTTLE ENGINEERING FOR THE HUNTINGTON DEBRIS BASIN PROJECT.

Commissioner Ethan Migliori made a motion to table item numbers 10, 11, and 12 on the agenda until the next meeting. The motion was seconded by Commissioner JR Nelson. The motion passed.

(11)

CONSIDERATION AND APPROVAL OF ENGINEERING CONTRACT WITH JOHANSEN AND TUTTLE ENGINEERING FOR SOUTH DEBRIS BASINS.

(12)

CONSIDERATION AND APPROVAL OF ENGINEERING CONTRACT WITH JOHANSEN AND TUTTLE ENGINEERING FOR FLOOD DAMAGE SURVEY.

(13)

CONSIDERATION AND APPROVAL OF FY2013 STATE HOMELAND SECURITY PROGRAM GRANT.

Commissioner Ethan Migliori made a motion to approve FY 2013 State Homeland Security Program Grant. The motion was seconded by Commissioner JR Nelson. The motion passed.

(14)

DISCUSSION AND APPROVAL TO BEGIN RFP PROCESS FOR AN ENGINEERING FIRM TO WORK ON THE HUNTINGTON STATE PARK TRAIL SYSTEM.

Commissioner Migliori discussed the need for an engineering firm to work on the Huntington State Park Trail System. He indicated that this is a trail from Huntington State Park to Huntington City. They have received a \$100,000.00 grant and have funds from the Trails Committee. The project is ready to proceed. Commissioner Migliori recommended the Trails Committee continue to work on the project. Commissioner Ethan Migliori made a motion to move forward with the project by beginning the RFP process for an engineering firm to work on the Huntington State Park Trail System. The motion was seconded by Commissioner JR Nelson.

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The motion passed.

(15)

CONSIDERATION AND APPROVAL OF INTERAGENCY COORDINATION AND SUB-RECIPIENT CONTRACT AGREEMENT BETWEEN SOUTHEASTERN UTAH ASSOCIATION OF GOVERNMENTS AND EMERY COUNTY TO ADMINISTER OLDER AMERICANS ACT PROGRAMS IN EMERY COUNTY.

Commissioner Horrocks excused himself from any discussion or voting on this issue due to a conflict of interest. Commissioner JR Nelson made a motion to approve of Interagency Coordination and Sub-Recipient Contract Agreement between Southeastern Utah Association of Governments and Emery County to administer Older Americans Act Programs in Emery County. The motion was seconded by Commissioner Ethan Migliori. Commissioner Horrocks abstained from voting. The motion passed.

(16)

COMMISSION/ELECTED OFFICIALS REPORTS.

Commissioner Nelson

Commissioner Nelson reported on attending a field trip to Range Creek. He commented on the amazing resources for archeological studies Range Creek holds for Utah. He reported on attending UAC Convention in Midway and the good sessions he attended.

Commissioner Migliori

Commissioner Migliori reported on a recent meeting with the Emery County Care and Rehabilitation Center. They are finally stable and not losing money anymore. He reported on the Museum's 20 year anniversary celebration. He commended Megan and the Museum Board for a very successful celebration. He reported on a multi-county chamber meeting where representatives from several counties discussed ways to help understand the needs of the business industries. Their goal is to help rural Utah stay strong. He reported that the Historic Preservation Committee recently place several signs in the area to help promote these areas in the county. The closest one that you could probably go see easily is at the MK Tunnels. He thanked the Road Department for their help putting up the signs.

Commissioner Horrocks

Commissioner Horrocks reported on UAC Convention and discussions regarding RS2477 ROW

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and State Prisoners housed in rural facilities. Back Country Flyers held their annual fly-in at the Huntington Airport on the 27 and 28 of September. Many were kept away by the weather. There were about fifty planes over the two day event. There were many good comments regarding the improvements at the airport from the public that attended and from the pilots. He reported that the Commissioners are in the budget process at this time. Money is tight. He reported on meeting with Economic Development Directors from Uintah County, Carbon County, Duchesne County and Emery County to discuss economic stability.

(17)

ADJOURNMENT

The meeting was adjourned.

ATTEST:_____ COMMISSIONER:_____